

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20554

**RECEIVED**

In the Matter of

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SEP 20 2004

Reclassification of License of  
Stations KXXY-FM,  
Oklahoma City, Oklahoma, and  
KATT-FM, Oklahoma City, Oklahoma

RM-11031

Federal Communications Commission  
Office of Secretary

To: Secretary to forward to Assistant Chief, Audio Division, Media Bureau

**STATEMENT IN RESPONSE TO ORDER TO SHOW CAUSE**

Clear Channel Broadcasting Licenses, Inc. ("Clear Channel"), the licensee of Station KXXY-FM, Channel 241C, Oklahoma City, Oklahoma (Facility ID No. 58389), by its attorneys, hereby responds to the Order to Show Cause, DA 04-2506 (released August 12, 2004) in the above-captioned proceeding (the "*Order to Show Cause*").

The *Order to Show Cause* stated that a petition for rule making to allot Channel 241A at Bokchito, Oklahoma, filed by Charles Crawford ("Crawford") proposes the reclassification of Stations KXXY-FM and KATT-FM, Oklahoma City, Oklahoma, from Class C to a Class C0, pursuant to note 2 of Section 1.420(g) of the Commission's Rules. The *Order to Show Cause* provides Clear Channel the opportunity until September 27, 2004, to file a written statement as to why the license for Station KXXY-FM should not be modified to a Class C0 facility as proposed.

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This written statement responds to the *Order to Show Cause*.

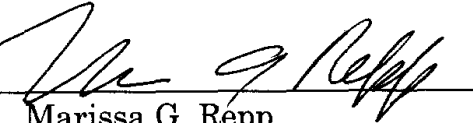
Pursuant to note 2 of Section 1.420(g), note 4 of Section 73.3573, and Section 1.87 of the Commission's Rules, Clear Channel hereby states its intent to seek to modify Station KXXY-FM's facilities by the filing of an acceptable application for a construction permit to increase the antenna height to at least 451 meters HAAT and specifying an effective radiated power of 100 kW. Clear Channel intends to file such an application with the Commission within 180 days of September 27, 2004, as provided by the Commission's Rules. Consequently, the license of Station KXXY-FM should *not* be reclassified as requested by Crawford. Moreover, as set forth in note 2 of Section 1.420(g) of the Commission's Rules, Crawford's petition must be dismissed upon the filing by Clear Channel of an acceptable construction permit application to increase the antenna height of Station KXXY-FM to at least 451 meters HAAT. 1/

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1/ Crawford also filed a petition for rule making proposing to allot Channel 242A to Centrahoma, Oklahoma, which also requests the reclassification of KXXY-FM to Class C0. See RM-10829. Upon the filing by Clear Channel of an application to increase the antenna height of Station KXXY-FM to at least 451 meters HAAT with 100 kW ERP, both the Bokchito and Centrahoma petitions filed by Crawford must be dismissed.

Respectfully submitted,

**CLEAR CHANNEL  
BROADCASTING LICENSES, INC.**

By:   
Marissa G. Repp

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Its Attorneys

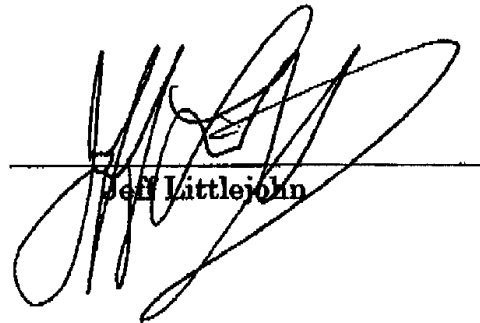
September 20, 2004

**DECLARATION**

I, Jeff Littlejohn, declare as follows:

1. I am Senior Vice President of Clear Channel Broadcasting Licenses, Inc. ("Clear Channel").
2. Clear Channel hereby states its intent to seek to modify the facilities of Station KXXY-FM, Channel 241C, Oklahoma City, Oklahoma (Facility ID No. 58389), by the filing of an acceptable application for a construction permit to increase the antenna height to at least 451 meters HAAT and specifying an effective radiated power of 100 kW. Clear Channel intends to file such application with the Commission within 180 days of September 27, 2004, as provided by the Commission's Rules.

I hereby declare under penalty of perjury that the statements made in this declaration are true and accurate to the best of my knowledge, information and belief.



Jeff Littlejohn

Executed on September 19, 2004

### Certificate of Service

I, Regina D. Hogan, hereby certify that on this 20<sup>th</sup> day of September, 2004, a copy of the foregoing **Statement in Response to Order to Show Cause** was sent by first-class mail, postage prepaid, to:

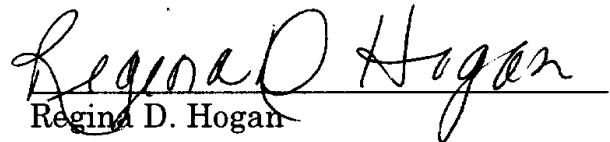
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